

JOURNAL OF THE HOUSE

First Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 16, 2005

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Your way is perfect! Your Word is tested and tried; You are a shield to all who take shelter and put their trust in You.

You give us strength to tackle the toughest of problems and power to overcome any obstacles.

May we not seek the praise of the public in this great Assembly, but proceed with confidence in our calling. Help us to quickly move past any disagreements that may interfere with completion of that vocation.

Now may Your grace rest and abide with each of us throughout this day.

In the excellent name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ashley Rhoads, Zane Bright, Cane Christison, Eric Mitchell, Brandon Mundle, Henry Sweets IV, Ariana Galluzzio, Stacy Gruchalla, Emma Hayden, Caryn Lippincott and Summer Thomas.

The Journal of the twenty-third day was approved as printed.

SPECIAL RECOGNITION

Jim Anderson of Springfield, Missouri, was introduced by Representative Dixon and recognized as an Outstanding Missourian.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 554	-	Representative Salva
House Resolution No. 555	-	Representative Cunningham (145)
House Resolution No. 556	-	Representative Swinger
House Resolution No. 557	-	Representative Henke
House Resolution No. 558	-	Representative Yaeger

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 20 was read the second time.

SECOND READING OF HOUSE BILLS

HB 537 through **HB 559** were read the second time.

PERFECTION OF HOUSE BILL

HCS HB 393, as amended, relating to tort reform, was taken up by Representative Byrd.

Speaker Pro Tem Bearden assumed the Chair.

Representative Young offered **House Amendment No. 10**.

Representative Byrd raised a point of order that **House Amendment No. 10** is not germane to the title of the bill.

The Chair ruled the point of order well taken.

Representative Fraser offered **House Amendment No. 11**.

House Amendment No. 11 was withdrawn.

Representative Dougherty offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Bill No. 393, Page 10, Section 516.105, Lines 23 and 24, by deleting all of said lines and inserting in lieu thereof the following:

"the expiration of ten years from the date of the act of negligence complained of [or for ten years from a minor's twentieth birthday, whichever is later]."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Byrd offered **House Amendment No. 1 to House Amendment No. 12**.

House Amendment No. 1

to

House Amendment No. 12

AMEND House Amendment No. 12 to House Committee Substitute for House Bill No. 393, Section 516.105, Page 1, Lines 5 and 6, by striking all of said lines and inserting in lieu thereof the following:

"negligence complained of or for [ten] **two** years from a minor's [twentieth] **eighteenth** birthday, whichever is later."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Byrd, **House Amendment No. 1 to House Amendment No. 12** was adopted.

On motion of Representative Dougherty, **House Amendment No. 12, as amended**, was adopted.

Representative LeVota offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for House Bill No. 393, Section 538.225, Page 19, Lines 21 through 28, by striking all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative LeVota moved that **House Amendment No. 13** be adopted.

Which motion was defeated.

Representative Burnett offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for House Bill No. 393, Section 537.035, Page 11, Line 25 of said page, by striking the phrase "**including long-term care facilities licensed under chapter 198, RSMo,**" on said line; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burnett moved that **House Amendment No. 14** be adopted.

Which motion was defeated by the following vote:

AYES: 063

Aull	Baker 25	Barnitz	Bland	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Casey	Corcoran	Curls	Darrough
Daus	Donnelly	Dougherty	El-Amin	Fraser
George	Harris 110	Harris 23	Haywood	Henke
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Parker
Robinson	Roorda	Rucker	Salva	Schneider
Schoemehl	Selby	Shoemyer	Skaggs	Spreng
Storch	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

NOES: 097

Baker 123	Bean	Bearden	Behnen	Bivins
Black	Brown 30	Bruns	Byrd	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86

Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Goodman	Guest	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Schlottach
Self	Smith 118	Smith 14	Stefanick	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 002

Avery Hobbs

VACANCIES: 001

Representative Burnett offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for House Bill No. 393, Section 537.067, Pages 12 through 14, Lines 1 through 77, by striking all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burnett moved that **House Amendment No. 15** be adopted.

Which motion was defeated by the following vote:

AYES: 059

Aull	Baker 25	Bland	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Chappelle-Nadal
Casey	Corcoran	Curls	Darrough	Daus
Donnelly	Dougherty	El-Amin	Fraser	George
Harris 110	Harris 23	Haywood	Henke	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Oxford	Parker	Robinson	Roorda
Rucker	Salva	Schneider	Schoemehl	Shoemyer
Skaggs	Spreng	Storch	Villa	Vogt
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 100

Baker 123	Barnitz	Bean	Bearden	Behnen
Bivins	Black	Brown 30	Bruns	Byrd
Chinn	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Goodman	Guest	Hoskins	Hubbard
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schlottach	Selby	Self	Smith 118	Smith 14
Stefanick	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Wagner	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

PRESENT: 000

ABSENT WITH LEAVE: 003

Avery Hobbs Hunter

VACANCIES: 001

Representative Byrd offered **House Amendment No. 16.**

House Amendment No. 16

AMEND House Committee Substitute for House Bill No. 393, Section 3, Page 20, Line 3, by striking the word “**complaint**” on said line and inserting in lieu thereof the following:

“**petition**”; and

Further amend said bill, Section 3, Page 20, Line 5, by inserting after the word “ **shall**” on said line the following:

“**upon application of any party**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Page offered **House Amendment No. 1 to House Amendment No. 16.**

*House Amendment No. 1
to
House Amendment No. 16*

AMEND House Amendment No. 16 to House Committee Substitute for House Bill No. 393, Page 1, by adding at the end of said amendment the following:

“Further amending said bill, Page 20, Section 355.176, Line 14, by adding at the end of said line:

[4. Suits against a nonprofit corporation shall be commenced only in one of the following locations:

- (1) the county in which the nonprofit corporation maintains its principal place of business;
- (2) the county where the cause of action accrued;
- (3) the county in which the office of the registered agent for the nonprofit corporation is maintained.]”.

On motion of Representative Page, **House Amendment No. 1 to House Amendment No. 16** was adopted.

On motion of Representative Byrd, **House Amendment No. 16, as amended**, was adopted.

HCS HB 393, as amended, was laid over.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

HOUSE RESOLUTION

Representative Fraser, et al., offered House Resolution No. 569.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

- | | | |
|--------------------------|---|---|
| House Resolution No. 559 | - | Representative Ervin |
| House Resolution No. 560 | - | Representative St. Onge |
| House Resolution No. 561 | - | Representative Deeken |
| House Resolution No. 562 | - | Representative Smith (118) |
| House Resolution No. 563 | - | Representative Phillips |
| House Resolution No. 564 | | |
| through | | |
| House Resolution No. 566 | - | Representatives Phillips and Brown (30) |
| House Resolution No. 567 | - | Representative Sander |
| House Resolution No. 568 | - | Representative Baker (123) |
| House Resolution No. 570 | - | Representative Wilson (119) |
| House Resolution No. 571 | - | Representative Denison |
| House Resolution No. 572 | - | Representative Smith (14), et al. |
| House Resolution No. 573 | - | Representative Smith (14) |
| House Resolution No. 574 | | |
| through | | |
| House Resolution No. 659 | - | Representative Avery |
| House Resolution No. 660 | - | Representative Robinson |
| House Resolution No. 661 | - | Representative Cunningham (86) |

Representative Dempsey suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 123

Aull	Baker 123	Baker 25	Bearden	Behnen
Bivins	Black	Bringer	Brown 50	Burnett
Byrd	Chappelle-Nadal	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	Goodman	Guest
Harris 110	Harris 23	Henke	Hobbs	Hoskins
Hughes	Ice	Johnson 47	Johnson 61	Johnson 90
Jolly	Kelly	Kingery	Kraus	Lager
Lampe	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Pollock	Portwood
Pratt	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Schlottach	Schoemehl
Self	Shoemyer	Smith 14	Stevenson	St. Onge
Storch	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 159	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 002

Darrough Daus

PRESENT: 002

George Spreng

ABSENT WITH LEAVE: 035

Avery	Barnitz	Bean	Bland	Bowman
Boykins	Brooks	Brown 30	Bruns	Casey
Dixon	Haywood	Hubbard	Hunter	Jackson
Jones	Kratky	Kuessner	Lembke	Meadows
Phillips	Quinn	Rector	Rucker	Schneider
Selby	Skaggs	Smith 118	Stefanick	Sutherland
Walsh	Walton	Wasson	Wright-Jones	Wright 137

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HCS HB 393, as amended, relating to tort reform, was again taken up by Representative Byrd.

Representative Yates requested a division of the question on **HCS HB 393, as amended**.

Representative Byrd moved that **Part I of HCS HB 393** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Aull	Baker 25	Barnitz	Bland	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Casey	Corcoran	Curls	Darrough
Daus	Donnelly	Dougherty	El-Amin	Fraser
George	Harris 110	Harris 23	Haywood	Henke
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Parker	Robinson	Roorda
Rucker	Salva	Schoemehl	Selby	Shoemyer
Skaggs	Smith 14	Spreng	St. Onge	Storch
Swinger	Threlkeld	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 089

Baker 123	Bearden	Behnen	Bivins	Black
Brown 30	Bruns	Byrd	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Goodman
Guest	Hobbs	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parson
Pearce	Phillips	Pollock	Portwood	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schlottach	Schneider	Self	Smith 118	Stefanick
Stevenson	Sutherland	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 004

Avery	Bean	Pratt	Wilson 130
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VACANCIES: 001

On motion of Representative Byrd, **Part II of HCS HB 393, as amended**, was adopted.

On motion of Representative Byrd, **HCS HB 393, as amended**, was ordered perfected and printed.

HCS HB 441, relating to methamphetamine precursor drugs, was taken up by Representative Lipke.

Representative Lipke offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 441, Page 15, Section 195.017, Line 493, by deleting all of said line and inserting in lieu thereof the following:

"(3) Any material, compound, mixture or preparation which contains any quantity"; and

Further amend said bill, Page 15, Section 195.017, Line 496, by deleting all of said line and inserting in lieu thereof the following:

"(4) **Any compound, mixture, or preparation containing any detectable quantity of**"; and

Further amend said bill, Page 15, Section 195.017, Line 506, by deleting all of said line and inserting in lieu thereof the following:

"**for sale only from behind a checkout counter where the public is not permitted, and only by a**"; and

Further amend said bill, Page 16, Section 195.017, Lines 530 and 531, by deleting all of said lines and inserting in lieu thereof the following:

"15. Within thirty days of the enactment of this section, any business entity which sells ephedrine or pseudoephedrine products in the course of legitimate business which is in the possession of pseudoephedrine and ephedrine products, and which does not have a state and federal"; and

Further amend said bill, Page 16, Section 195.017, Lines 536 and 537, by deleting all of said lines and inserting in lieu thereof the following:

"17. The scheduling of substances specified in subdivision (4) of subsection 10 of this section and subsections 11, 12, 14, and 15 of this section shall not apply to any compounds, mixtures, or preparations that are in liquid or"; and

Further amend said bill, Page 17, Section 195.417, Lines 1 to 32, by deleting all of said lines and inserting in lieu thereof the following:

"195.417. 1. [No person shall deliver in any single over-the-counter sale more than:

(1) Two packages or any number of packages that contain a combined total of no more than six grams of any drug containing a sole active ingredient of ephedrine, pseudoephedrine, phenylpropanolamine, or any of their salts, optical isomers, or salts of optical isomers; or

(2) Three packages of any combination drug containing, as one of its active ingredients, ephedrine, pseudoephedrine, phenylpropanolamine, or any of their salts, optical isomers, or salts of optical isomers, or any number of packages of said combination drug that contain a combined total of no more than nine grams of ephedrine, pseudoephedrine, phenylpropanolamine, or any of their salts, optical isomers, or salts of optical isomers.

2. All packages of any drug having a sole active ingredient of ephedrine, pseudoephedrine, phenylpropanolamine, or any of their salts, optical isomers, or salts of optical isomers, shall be displayed and offered for sale only behind a checkout counter where the public is not permitted, or within ten feet and an unobstructed view of an attended checkout counter. This subsection shall not apply to any retailer utilizing an electronic antitheft system that utilizes a product tag and detection alarm which specifically prevents the theft of such drugs from the place of

business where such drugs are sold.] **The limits specified in subsection 2 of this section shall not apply to any quantity of such product, mixture, or preparation dispensed pursuant to a valid prescription.**

2. Within any thirty-day period, no person shall sell, dispense, or otherwise provide to the same individual, and no person shall purchase, receive, or otherwise acquire more than the following amount: any number of packages of any drug product containing any detectable amount of ephedrine or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, either as:

- (1) The sole active ingredient; or**
- (2) One of the active ingredients of a combination drug; or**
- (3) A combination of any of the products specified in subdivisions (1) and (2) of this subsection;**

in any total amount greater than nine grams.

3. All packages of any compound, mixture, or preparation containing any detectable quantity of ephedrine or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, except those that are excluded from Schedule V in subsection 17 or 18 of section 195.017, shall be offered for sale only from behind a checkout counter where the public is not permitted, and only by a registered pharmacist or registered pharmacy technician under section 195.017.

[3.] **4. This section shall supersede and preempt any [municipal] local ordinances or regulations [passed on or after December 23, 2002, to the extent that such ordinances or regulations are more restrictive than the provisions of this section], including any ordinances or regulations enacted by any political subdivision of the state. This section shall not apply to [any product labeled pursuant]; and**

Further amend said bill, Page 18, Section 195.417, Line 46, by deleting all of said line and inserting in lieu thereof the following:

"ephedrine its salts or optical isomers, or salts of optical isomers shall maintain logs, documents,"; and

Further amend said bill, Page 18, Section 195.417, Line 48, by deleting all of said line and inserting in lieu thereof the following:

"preparations that are excluded from Schedule V"; and

Further amend said bill, Page 18, Section 195.417, Lines 55 and 56, by deleting all of said lines and inserting in lieu thereof the following:

"offer for sale pseudoephedrine and ephedrine products, except those that are excluded from Schedule V in subsection 17 or 18 of section"; and

Further amend said bill, Pages 18 and 19, Section 195.417, Lines 66 to 71, by deleting all of said lines and inserting in lieu thereof the following:

"8. The provisions of subsection 2 of this section limiting individuals from purchasing the specified amount in any thirty-day period shall not apply to any compounds, mixtures, or preparations that are in liquid or liquid-filled gel capsule form. However, no person shall purchase, receive, or otherwise acquire more than nine grams of any compound, mixture, or preparation excluded in subsection 17 or 18 of section 195.017, in a single purchase as provided in subsection 2 of this section."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Sander offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 441, Page 5 of said amendment, Line 12, by inserting after all of said line the following:

“Further amend said bill, Page 18, Lines 59 to 61, by striking all of said lines and inserting in lieu thereof the following:

‘6. Within thirty days of the enactment of this section, any business entity which sells ephedrine or pseudoephedrine products in the course of legitimate business which is in the possession of pseudoephedrine and ephedrine products, and which does not have a state and federal controlled’ ”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sander, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Lipke, **House Amendment No. 1, as amended**, was adopted.

Representative Lipke offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 441, Page 17, Section 195.017, Line 548, by inserting after all of said line the following:

“20. The department of health and senior services shall promulgate rules under chapter 536, RSMo, regarding the security and storage of Schedule V controlled substances, as described in subdivision (3) of subsection 10 of this section, for distributors as registered by the department of health and senior services.”; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 2** was adopted.

Representative Bringer offered **House Amendment No. 3.**

Representative Lipke raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Lipke, **HCS HB 441, as amended**, was adopted.

On motion of Representative Lipke, **HCS HB 441, as amended**, was ordered perfected and printed.

COMMITTEE REPORT

Committee on Financial Institutions, Chairman Cunningham (145) reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 468**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 560, introduced by Representatives Wright (137), Wood, Bearden, Nieves, Stevenson, Goodman, Dempsey, Wilson (130), Roark, Sutherland, Emery, Denison, Ruestman, Wilson (119), Cunningham (145), Richard, Sater, Bland, Parson, Weter, Wells, Nolte, Phillips, Faith, Fisher, Kelly, Brown (30), Lembke, Flook, Portwood, Bean, Baker (123), Chinn, St. Onge, Kingery, Davis, Wright (159), Hunter, Behnen, Sander, Hobbs, Franz, Pollock, Munzlinger, Dusenberg, Pearce, Schad, Loehner, Icet, Day, Bivins, Tilley, Kraus, Yates, Parker, Smith (14), Rector, Jones, Cooper (155), Moore, Ervin, Bruns, Schlottach, Schneider, Jackson, Myers, Cunningham (86), Lipke, Black, Smith (118) and Stefanick, relating to limiting the number of excursion gambling boat licenses issued by the gaming commission.

HB 561, introduced by Representatives Kratky, Chappelle-Nadal, Daus, Wright-Jones, Oxford and Johnson (61), relating to park rangers of the City of St. Louis.

HB 562, introduced by Representative Wood, relating to the buyers club law.

HB 563, introduced by Representatives Rucker, Wildberger and Schaaf, relating to drainage and levee districts.

HB 564, introduced by Representatives Boykins, Parker, Chappelle-Nadal, Storch, Johnson (61), Walton, Shoemyer, Sanders Brooks, Daus, Bland, Hubbard, Wright-Jones, Hoskins, Bowman, Haywood, Dougherty, Schneider, Portwood, Moore, Roark, Vogt, Selby, Brown (30), Oxford, Yaeger, Meiners, Liese, Dempsey, Johnson (47), St. Onge, Lowe (44), Page, Wagner, Witte, El-Amin, Brown (50), Curls, Donnelly, Fraser, Spreng, Burnett, George, Schoemehl, Young, Corcoran, Kratky, Harris (23), Villa and Meadows, relating to stolen license plate tabs.

HB 565, introduced by Representatives Oxford, Roorda, Bowman, Chappelle-Nadal and El-Amin, relating to the taxicab industry.

HB 566, introduced by Representatives Hughes, Low (39), Meiners, Jolly, Salva, Bland, Young, Lowe (44), Chappelle-Nadal, LeVota, Wright-Jones, Hoskins, Parker, Wildberger, Page, Walsh, Haywood, Dougherty, El-Amin, Storch, Rucker, Brown (50), Sanders Brooks, Skaggs, Curls, Johnson (61) and Burnett, relating to title loans.

HB 567, introduced by Representatives Stevenson and Harris (110), relating to condemnation proceedings.

HB 568, introduced by Representatives Stevenson, Phillips and Brown (30), relating to protection of children.

HB 569, introduced by Representatives Stevenson, Wilson (130) and Brown (30), relating to vehicles abandoned at automobile repair business.

HB 570, introduced by Representative Stevenson, relating to an intensive long-term program for the treatment of chronic nonviolent offenders with serious substance abuse addictions.

HB 571, introduced by Representatives Stevenson, Fisher, Hunter, Phillips, Munzlinger, Bivins, Moore and Day, relating to prevailing wages in certain counties.

HB 572, introduced by Representatives Stevenson, Wilson (130), Self, Bivins and Moore, relating to juvenile courts.

HB 573, introduced by Representative Stevenson, for the sole purpose of repealing certain expired, sunset, terminated, and ineffective statutory provisions as identified by the joint committee on legislative research.

HB 574, introduced by Representatives Stevenson and Phillips, relating to child abuse and neglect.

HB 575, introduced by Representative Cooper (158), relating to collection of passport fees.

HB 576, introduced by Representatives Flook, Ervin, Baker (123), Nance, Pollock, Myers, Dempsey, Cooper (158), Parker, Moore, Behnen, Yates, Stevenson, Goodman, McGhee, Byrd, Fisher, Wright (159), Pratt, Kingery, St. Onge, Lipke, Guest, Kraus, Bivins, Cooper (155), Emery, Rector and Brown (30), relating to small business.

HB 577, introduced by Representatives Kuessner, Robinson, Kratky, Whorton, Sander, Denison, Henke, Roorda, Wagner, Dethrow, Day, Wood, Wells, Wasson and Guest, relating to city boards.

HB 578, introduced by Representatives Johnson (61), Page, Yaeger, Sanders Brooks, Chapelle-Nadal, Oxford and Sater, relating to cameras at intersections.

HB 579, introduced by Representative Johnson (61), relating to school board membership.

HB 580, introduced by Representative Byrd, relating to child abuse and neglect reports.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 98**, entitled:

An act to repeal sections 172.020, 173.005, 174.020, 174.231, 174.241, 174.250, 174.251, 174.253, 174.261, 174.300, 174.310, 174.320, 174.324, 174.450, 174.453, and 176.010, RSMo, and to enact in lieu thereof sixteen new sections relating to state institutions of higher education.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 202, 33, 45, 183 & 217**, entitled:

An act to repeal section 287.845, RSMo, and to enact in lieu thereof two new sections relating to retirement, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Goodman, the House adjourned until 10:00 a.m., Thursday, February 17, 2005.

COMMITTEE MEETINGS

APPROPRIATIONS - EDUCATION

Thursday, February 17, 2005, Hearing Room 1 upon morning adjournment.
Presentation from the Department of Elementary and Secondary Education continued.
Meeting will begin thirty minutes after morning adjournment.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, February 21, 2005, 12:00 p.m. Hearing Room 5.
Markup for Departments of Transportation, Economic Development,
Insurance, Labor and Industrial Relations.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 22, 2005, 8:00 a.m. Hearing Room 5.
Markup for Departments of Transportation, Economic Development,
Insurance, Labor and Industrial Relations.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 22, 2005, 2:45 p.m. Hearing Room 5.
Markup for Departments of Transportation, Economic Development,
Insurance, Labor and Industrial Relations.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 23, 2005, 2:45 p.m. Hearing Room 5.
Markup for Departments of Transportation, Economic Development,
Insurance, Labor and Industrial Relations.

BUDGET

Thursday, February 17, 2005, 8:00 a.m. Hearing Room 3.
Markup will be held on: HB 14

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Thursday, February 17, 2005, Hearing Room 1 upon morning adjournment.
Organizational meeting and any other business.

LOCAL GOVERNMENT

Thursday, February 17, 2005, 8:00 a.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: HB 347, HB 91

RULES

Thursday, February 17, 2005, 9:00 a.m. Hearing Room 4.
Executive session may follow.
Public hearings to be held on: HCS HB 94 & 185, HR 222, HR 163,
HR 134, HR 96, HR 12, HR 11, HCR 15, HCR 11, HCR 9, HCR 3

SENIOR CITIZEN ADVOCACY

Thursday, February 17, 2005, 8:00 a.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 110, HB 204, HB 228

SPECIAL COMMITTEE ON EDUCATION FUNDING

Monday, February 21, 2005, 6:00 p.m. Hearing Room 1.
Public hearing to be held on: HB 55

TOURISM

Thursday, February 24, 2005, 9:00 a.m. House Lounge.
Presentation of the annual report by the Tourism Commission.

HOUSE CALENDAR

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 17, 2005

HOUSE BILLS FOR SECOND READING

HB 560 through HB 580

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 393 - Byrd
- 2 HCS HB 441, E.C. - Lipke

SENATE BILLS FOR SECOND READING

- 1 SS SCS SB 98
- 2 SCS SBs 202, 33, 45, 183 & 217